



20 SEP 2000

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Patent Cooperation Treaty
Legal Office

Address: Assistant Commissioner for Patents
Box PCT
Washington, D.C. 20231

Thomas J. Schab
Dvorak & Orum
53 West Jackson Boulevard
Chicago, Illinois 60604

In re Application of :
KNIPSTROM : COMMUNICATION
U.S. Application No.: 09/402,185 :
PCT No.: PCT/SE98/00613 :
International Filing Date: 3 April 1998 :
Priority Date: 4 April 1997 :
Attorney Docket Number: C36305 :
For: METHOD AND APPARATUS FOR :
FRICTION STIR WELDING :

This file is before the PCT Legal Office for issues arising under 35 U.S.C. 371.

BACKGROUND

On 3 April 1998, applicant filed international application PCT/SE98/00613, which claimed priority of an earlier application filed 4 April 1997. A copy of the international application was communicated to the United States Patent and Trademark Office from the International Bureau on 15 October 1998.

On 28 September 1999, applicant filed a Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) for entry into the national stage in the United States which identified the international application as **PCT/EP98/00613**. Accompanied the transmittal letter, applicant included: (1) a copy of the published international application for PCT/SE98/00613 entitled "Method and Apparatus for Friction Stir Welding" (2) a Preliminary Amendment identifying the international application as PCT/EP/00613; (3) a copy of the International Search Report for international application PCT/SE98/00613; (4) an Information Disclosure Statement with prior art references and (5) a check in the amount of \$970.00 to pay the basic national fee.

COMMUNICATION

A review of the international publication for PCT/SE98/00613 reveals that this is the international application corresponding to the application submitted here. **However, the Transmittal Letter submitted by applicant misidentified the international application as**

PCT/EP98/00613. Based on applicant's error, a national stage application file was created for PCT/EP98/00613, rather than for PCT/SE98/00613.

In order to continue processing of the national stage application for PCT/SE98/00613, applicant must bring a petition under 37 CFR 1.182 to correct the error in the Transmittal Letter (Form PTO-1390) submitted on 28 September 1999. This petition must be accompanied by the proper petition fee and by a corrected version of the Transmittal Letter (Form PTO-1390).

Applicant is given **TWO (2) MONTHS** from the mail date of this Communication to submit the required petition. Extensions of time may be obtained under 37 CFR 1.136(a).

Any further correspondence with respect to this matter should be addressed to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231, with the contents of the letter marked to the attention of the PCT Legal Office.



Leonard E. Smith
Legal Examiner
PCT Legal Office



Derek A. Putonen
Petitions Attorney
PCT Legal Office
Tel: (703) 305-0130
Fax: (703) 308-6459